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Next Sunday and Dec. 24
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For To-day Only NEWS

Mahogany Finish Humidors

Capacity 50 cigars. Pull nickel lined with moisture pad, lock and key, and name plate for engraving purposes. Two script initials engraved free.

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Imported Sateen Petticoats

Sateen petticoats, with pretty tucked and pleated flounces. A large range of colors, in regular sizes. At a special thrift price.

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Bloomingdale's
59th to 60th—Lex. to 3d Ave.



1964—Combined clock and letter clip, gun metal or bright nickel casing—\$3.50

If you have to neglect your Christmas shopping till the Twenty-fourth of December at 4 p.m., you can still shop quickly, easily and completely by a single visit to Ovington's.

OVINGTON'S
"The Gift Shop of Fifth Avenue"
FIFTH AVENUE AT 39TH ST.

Cuticura Soap

IS IDEAL For the Hands

JUDGE IN SHOOTING TRIES LIFE NEIGHBOR

Prisoner, 60, Named After Same Man. Was Brought Up in Same Town.

ADMITS FIRING RIFLE

Says He Thought Passerby Asking Road in Newton, N. J., Was Thief.

HAS WON \$75,000 SUIT

Victim Who Lost Leg Now Appears as Witness in Assault Prosecution.

Special Dispatch to THE NEW YORK HERALD, NEWTON, N. J., Dec. 6.—Two men, brought up in the same township and named after the same man, faced each other here to-day in a court of law, one as the Judge, the other as the defendant charged with assault with intent to kill.

Both Judge Allan R. Shay and Allan R. Young were named after old Allan Rosenkrantz, a farmer well beloved up here among the hills of the Kittany Range in the northwest corner of the State. The trial of Young, who on the night of July 24, 1921, fired two shots at Frank McGrath of Port Jervis as the latter called at Young's house to inquire the right road to Newton, has created more interest among the residents of Sussex county than any trial in years and the courtroom was filled to-day.

McGrath has lost his left leg as the result of the wound received when Young fired a rifle bullet at him as McGrath stood at the Young door. Despite this fact a jury in Newark refused to consider any damage award when McGrath sued for \$75,000 several months ago. To-day the criminal trial started here against Young on the assault charge.

Young's Eccentricities.

Young has been a picturesque figure in Branchville, where he keeps the largest general store, and has even been termed eccentric by many of his neighbors. He is wealthy, a collector of diamonds and appeared in court to-day with several large stones adorning his tie and fingers. He asserts that it was his fear of being robbed which caused him to fire at the figure of the young man standing on his porch at 10 o'clock on the night of the shooting.

There are some queer phases of the case. When McGrath was shot and his two companions laid him on the lawn before the Young home and a large

Pass Bill to Protect the Migratory Birds

Special Dispatch to THE NEW YORK HERALD, New York Herald Bureau, Washington, D. C., Dec. 6.

A vote of 36 to 17 the Senate to-day passed a bill to require an annual Federal license of \$1 for every person hunting migratory game birds and to provide refuge for birds in their flight from Canada to the Gulf of Mexico, to be used as public shooting grounds in season. If a State objects to a game preserve within its borders, its verdict is to be final. Licenses are to be issued by postmasters.

Some levity was injected into the debate when Senator New said that if he, a resident of Indiana, were to go to Arkansas and hunt without a license he would have to pay a fine of \$15.

"Yes, and go to jail," remarked Senator Caraway.

"Well, if any man from Indiana should go to Arkansas, he ought to be put in jail," shot back Senator New.

crowd gathered Young did not appear and remained inside his home with Mrs. Young. When the County Prosecutor and two detectives arrived an hour later and saw the doctor treating McGrath none of them attempted to enter Young's house or to inquire how it all happened, but went away and were content with calling on him at his store the following day and politely asking him if he would explain matters. Young told the story of his fear of robbery, and the officers went away after he had shown them the rifle. He told them how he had fired through the glass panel of the door at the figure of the man—fired twice, the second shot striking McGrath in the left thigh.

Due to the congestion of the calendar here and the work on the Cat Swamp silk murders, the Grand Jury did not return an indictment in Young's case until the December term. He is now out on \$2,500 bail. He was represented by Robert H. McCarter of Newark to-day and Prosecutor Theodore Dennis of Sussex handled the State's case.

McGrath on the Stand.

The testimony to-day dealt with the general stories of the shooting, and were told by McGrath himself, who walked to the stand on crutches, his two companions, and several persons who were near at the time of the shooting. McGrath was cautioned by the court several times for becoming insolent to counsel during his testimony and Judge Shay threatened him with a fine for contempt of court. Young did not take the stand but will do so to-morrow, when the State expects to close its case.

There were no words passed between the Judge and defendant despite their long standing acquaintance. Each is about sixty years of age. There was little recognition between them when court convened and adjourned.

Mrs. Alexander Sloan, who witnessed the shooting, admitted on the stand to-day that she disliked the defendant, exceedingly for, as she said: "He whistles at me and makes cat-calls every time I pass his house."

AVENGE SCHEIDEMANN ATTACK
BERLIN, Dec. 6 (Associated Press).—The Leipzig Supreme Court to-day passed sentences of ten years on Hans Huxert and Carl Oelschlaeger, charged with attempting the assassination of Philipp Scheidemann, Socialist leader and former Secretary of Foreign Affairs. The attack took place while Scheidemann was on a holiday near Wilhelmshöhe. Russian acid was thrown in his face.

BOOTH HEIRS PRESS \$12,000,000 BATTLE

Allison Denies Underwriting Plan for Contestant.

Additional evidence of a sharp, perhaps long legal fight among the heirs of the \$12,000,000 estate of Mrs. Annie M. Booth, widow of Henry P. Booth, founder of the Ward Line, was presented yesterday to Surrogate Foley. It came in argument and testimony on two motions preliminary to the contest which was undertaken in July in behalf of Mrs. Marie Allison Landolt, a grandniece, of Fort Jefferson, L. I.

When the opposition of dissatisfied relatives was taking definite shape during the summer it was described as "a fight against persons outside the family" by Harry Allison of 125 Prospect Park West, Brooklyn, a grandnephew, in a letter.

Max D. Steuer, counsel for the proponents, read extracts from the letter yesterday, identified by the young man, in which he said he was convinced that he and others who were working on a proposed contest were doing the right thing and that any Judge and Jury would find it difficult to decide against them.

He outlined a plan by which Mrs. Landolt was to be supported in the contest by an underwriting agreement, but when Mr. Steuer examined him, he denied that the agreement ever was drawn, and said that suggestions for such an agreement indemnifying the contestants for his risk came from Mrs. Landolt. Repeatedly he said that Mrs. Landolt was the "moving spirit" in the contest, and his visit to a relative in Albany and the visit of Arthur P. Driscoll and John Allison to another heir in Sheffield, Mass. were to inform these women of the steps taken in New York city.

ST. NICHOLAS SOCIETY HEARS SHEET LIGHTNING

Indian Asks for Return of Manhattan or Keg of Rum.

The eighty-seventh anniversary dinner of the St. Nicholas Society of New York was held last night in the Hotel Billmore with more than 200 persons present. Sheet Lightning, an Iroquois Indian, in an address in his native tongue, made a demand with mock irony for the return of Manhattan Island to the Indians, or the return of the barrel of rum for which (\$24) the Indians sold it.

Tammany has won New York by 400,000, and has all the fire water and money," Dr. Howard Duffield, the president, replied. "Go and see Charlie Murphy."

Rear Admiral Silas Plunkett spoke of disarmament, and said that even though it dimmed the career of many naval officers, if it made for world peace they "were for it." Other speakers were Major-Gen. Robert L. Bullard, Irving T. Bush and Dr. D. H. Andrae, Consul-General of the Netherlands.

A weather cock, a gift to the society from Washington Irving, who obtained it from a gable of the old Town Hall of Nieuw Amsterdam, was displayed. Among the guests were the Right Rev. James H. Darlington, William Jay Schieffelin, Edward De Witt, George Morgan Lewis, John V. Davies, Dr. Theodorus Bailey, Robert F. Monro, Henry L. Joyce, Clarence W. Bowen, Henry Russell Brown, Dr. Edward Partridge, Thomas Denny and the Rev. Stephen Van Rensselaer.

The seventy-fourth anniversary dinner of the St. Nicholas Society in Brooklyn was held in the Brooklyn Chamber of Commerce, Charles A. Dittus, the president, was toastmaster, and the principal speaker was ex-Governor Whitman.

SAW SICK SOLDIER BEATEN TO DEATH

Witnesses Charge Wounded Soldiers Were Inhumanly Treated at Philadelphia.

BY HOSPITAL ORDERLIES

Shell Shocked Belgian Was Alleged Victim, Dying Hour After Assault.

Special Dispatch to THE NEW YORK HERALD, PHILADELPHIA, Dec. 6.—Charges that a shell shocked world war veteran was beaten to death and that there was inhuman treatment of wounded veterans, which included a "water cure," were heard to-day by the Federal Grand Jury which is conducting an inquiry into the former management of the United States Public Service Hospital in this city. The treatment of wounded soldiers in the hospital was investigated by the Department of Justice at the suggestion of the American Legion. The facts were laid before the jury to-day.

Affidavits charging that orderlies in the hospital kept shell shocked veterans in a bathtub of water of 98 degrees from 3 o'clock in the afternoon until 1 o'clock the following morning were heard before the jury. Details of the cruel treatment of veterans after operations were given.

According to an affidavit sworn to by J. H. Collins, a former orderly at the hospital, who was a Major in the United States Army, Alphonse Swartz, a Bel-

gian and an inmate of the hospital, was beaten by four orderlies until he died an hour later. The investigation has nothing whatever to do with the present management of the hospital, nor have any charges been made against it.

The affidavit of Collins, which was read to the Grand Jury, said:

"One patient, whose name was Sisco, was eating his supper one night. He was suffering from mental derangement due to shell shock. As he had a mouthful of food an orderly struck him in the mouth and his jaws locked. Four days later we took the decayed food from his mouth and when his jaws were pried apart you could have heard his screams for half a mile away."

An affidavit signed and sworn to by Walter Leggett, a former orderly at the hospital and now a law student at the University of California, was read to the Grand Jury. In it Leggett said:

"While I was an orderly there I saw a former First Lieutenant who was shell shocked given a severe beating in the face by orderlies. On March 4, 1920, I was walking in the yard when I saw a patient stick his head out of the window. He was shouting, 'They are killing a man in here.' I looked in the window and saw four orderlies beating Alphonse Swartz, a Belgian soldier, on the face and head. He was screaming for mercy. The Belgian was then doused in a tub of water and I could hear him choking as his head was forced under the water. He was taken back to his cot and given a hypodermic. One hour later he was dead."

"His body was removed to the morgue and it was said he had died from pneumonia. The morgue door was locked then for the first time, after the body of the soldier was placed inside. Among the nurses who testified to-day were Miss Victoria Robinson, Miss Whitehall, Mrs. Reed and Mrs. Pellon, the head nurse. Miss Cecil Kennedy, a representative of the American Red Cross, appeared before the jury this morning. The nurses were at the hospital when Swartz died and Miss Kennedy attended the funeral of the veteran."

Swartz was in this country when the war started and was one of the first to enlist in the American army.

TREASURY WILL MAKE \$700,000,000 OFFERING

December Program Based on Short Term Financing.

WASHINGTON, Dec. 6.—The Treasury got ready to-night to take care of the heavy fiscal operations due to take place between December 15 and January. The plans show a change, for the present at least, from a basis of long term operations to a short term program which was made possible, Secretary Mellon said, by the "improved prospects for the next year or two."

The program includes the issuing of about \$300,000,000 in Treasury notes to run two and a half years at 4½ per cent. interest and a combined offering of Treasury certificates of indebtedness, one series to run three months at 3½ per cent. and the second to run for one year at 4 per cent.

PRINCETON URGES CARE OF FEDERAL ARCHIVES

Faculty Lays Emphasis Upon Fire Hazard in Capital.

Special Dispatch to THE NEW YORK HERALD, PRINCETON, Dec. 6.—The faculty of Princeton University at a meeting to-day appointed a committee to draw up a resolution petitioning Congress to make provision in the national budget for a national archives building in Washington.

Prof. Edward H. Corbin of the department of jurisprudence pointed out that the official records of the governmental departments are scattered over Washington and that the most important of all, those of the State Department, are kept in a building which is a serious fire hazard. The danger, he said, is indicated by the fact that between 1873 and 1921 there were more than 200 fires in the District of Columbia.



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Broadway at 34th Street

Announce to Begin this Morning

A MOST REMARKABLE SALE of

300 Men's Sweaters

at the very special price of

5.00

Ideal pull-over Sweaters for golfing, motoring, street or sports occasions, very carefully made of heavy shaker knit wool with snug three-piece roll collars. They come in

Green heather, maroon, navy, dark gray, seal brown, green, and buff combined with brown.

Sizes 36 to 46. A gift of one of these sweaters will keep the heart warm with gratitude for many a day. They are really great value at 5.00. STREET FLOOR

Also of Unusual Interest Today

Scotch Golf Hose

for Men, at

5.00

Shown in a very extensive variety of colors and combination colorings. Plain and brushed wool styles, or silk and wool if you prefer—all beautifully finished with fancy turn-down cuffs. Golf Hose that not only look well but will wear well too! STREET FLOOR

Men's Comfortable Underwear

At Extremely Modest Prices

All first quality garments, skillfully cut and finished with a keen regard for bodily comfort

At **2.50**

Wool and Cotton Mixed Union Suits, made over perfect fitting measurements, in natural tan. Long or short sleeve, ankle length models, in regular or stout sizes. Simply as warm as fleece!

At **4.65**

Worsted and Mercerized Cotton Mixed Union Suits, have all the appearance and lustre of silk and wool. Long sleeve, and ankle length models, in regular or stout sizes. Natural tan only.

At **3.50** a garment

Shirts and Drawers that afford the maximum of warmth and comfort. They come in three distinct weights and colors: wool-mixed undergarments in light natural tan—medium weight hard-twisted worsted in gray, and heavy-weight pure wool in natural gray. Long or short sleeve shirts, and regular or stout drawers.

No underwear values in town to compete with these!

Stern Brothers

West 42nd St. NEW YORK West 43rd St.

To Aid the Maternity Center Association

(December 6 to 9, inclusive) we are devoting a generous percentage of all sales made in the Toy and Infants' Wear Departments to further the work of this great cause for humanity's sake.

One hundred prominent society women will take charge of these departments; a group of 25 serving each day.

Chairmen in Charge—

Wednesday Mrs. John S. Rogers Thursday Mrs. John R. Dresel, Jr.
Friday Mrs. Guy Fairfax Cary Saturday Mrs. John S. Ellsworth

In the Infants' Wear Department

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What You Can Do to Help Us Help Them

Consider the future as well as the present clothing needs of your children and make your purchases on these days. Tell your friends what Stern Brothers are doing, and urge them to help in this splendid work.

What the Maternity Center Association Does to Help Mothers and Babies

Conducts a general educational campaign to teach the public the vital importance of maternity care.

Trains nurses for maternity work. Instructs expectant mothers in the need for and the best methods of pre-natal care.

Maintains doctors' clinics throughout Manhattan.

Carries a visiting nurse service, with a nursing center on the upper East Side.

Saves mothers from lifelong illness and invalidism often caused needlessly by childbirth.

Gives babies a fair start in life.

YOUNG MEN'S WINTER OVERCOATS

Loosely draped after the manner of the most approved English models and made of selected imported English fleeces, English mixtures and overplaids our overcoats for young men, sizes 34 to 40 chest measure, ranging in price from \$55 will meet the most exacting requirements of young men who seek at moderate prices overcoats possessing distinction and refinement.

We suggest as a most acceptable holiday gift our raccoon overcoats for young men.

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